

March 1, 2013

**Via Electronic Comment Filing System**

Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

**Annual CPNI Compliance Certification, EB Docket No. 06-36**

Pursuant to 47 C.F.R. § 64.2009(e), enclosed is the CPNI Certification for Sidera Networks, LLC and Neon Optica, Inc. for 2012.

Respectfully submitted,



Clifford Williams  
Director, Regulatory & Compliance  
Sidera Networks, LLC  
(212) 631-8984

Enclosure

cc: Best Copy and Printing, Inc. (FCC@BCPIWEB.COM)

March 1, 2013

Marlene H. Dortch  
Office of the Secretary  
Federal Communications Commission  
445 12th Street, SW, Suite TW-A325  
Washington, DC 20554

Re: Sidera Networks, LLC  
NEON Optica, Inc.

**Annual CPNI Compliance Certification, EB Docket No. 06-36**

Dear Secretary Dortch:

Attached for filing in EB Docket No. 06-36, please find the Annual 47 C.F.R. § 64.2009(e) CPNI Compliance Certification and accompanying statement of Sidera Networks, LLC ("Sidera Networks") and NEON Optica, Inc. ("NEON") (collectively "Sidera").

If there are questions regarding this filing, please contact the undersigned. Thank you for your assistance.

Sincerely,



Paul Eskildsen  
General Counsel

**Annual 47 C.F.R. § 64.2009(e) CPNI Compliance Certification****EB Docket No. 06-36**

Annual 64.2009(e) CPNI Certification for 2012

Date filed: March 1, 2013

Certifying Companies with Form 499 Filer IDs:

Sidera Networks, LLC (ID 822434)

NEON Optica, Inc. (ID 821446)

Name of signatory: Paul Eskildsen

Title of signatory: General Counsel

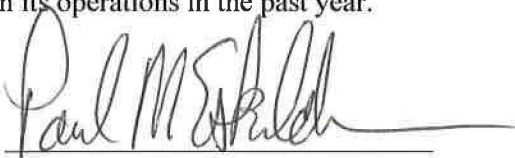
I, Paul Eskildsen, certify that I am an officer of Sidera Networks, LLC and NEON Optica, Inc. (collectively, "Sidera" or the "Company"), and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See* 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how the Company's procedures ensure that the Company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

The Company has not taken any actions (proceedings instituted or petitions filed by the Company at either state commissions, the court system, or at the Commission) against data brokers in the past year. The Company has no information to report with respect to the processes pretexters are using to attempt to access CPNI. The company's steps taken to protect CPNI are described in the accompanying statement.

The Company has not received any customer complaints concerning the unauthorized release of CPNI in its operations in the past year.

Signed



**Certificate to Accompany Annual 47 C.F.R. § 64.2009(e) CPNI Certification****EB Docket No. 06-36**

Sidera submits this accompanying statement to explain how the company's procedures ensure that the Company is in compliance with the substantive requirements set forth in Section 64.2001 *et seq.* of the Commission's rules.

**1. Compliance with Section 64.2007, approval required for use of customer proprietary network information:**

Sidera's customers are telecommunications carriers and sophisticated enterprise business customers. As a matter of customer convenience, Sidera's standard contracts permit Sidera to forgo formal CPNI password protection for its customers and to use other commercially reasonable processes (e.g., account number, billing address, contact name, and identification of services) to authenticate customer representatives that contact Sidera to request CPNI. Sidera's customers may request that Sidera implement password protection for the customer's CPNI at any time upon written notice. Sidera's standard contracts recognize that under federal law Sidera has a duty to protect CPNI and that customers have a right to such protection.

**2. Compliance with Section 64.2008, notice required for use of customer proprietary network information:**

Sidera's customers are telecommunications carriers and sophisticated enterprise business customers. Sidera's standard contracts provide that the customer expressly consents ("opts-in") to access, use, and disclosure of CPNI by Sidera, its agents, and its affiliates to market communications-related services to the customer. These contracts further provide that Sidera may share CPNI with independent contractors and with joint venture partners for purposes of marketing current, new, or additional services to the customer. Customers may revoke access to CPNI for marketing purposes at any time by written notice to Sidera. In addition, Sidera annually provides to customers a Customer Privacy Rights Notice that notifies customers of their right to "opt out" of these contractual provisions. The content of these notifications complies with the Commission's rules. Sidera keeps records of these notifications for at least one year.

**3. Compliance with Section 64.2009, safeguards required for use of customer proprietary network information:**

Sidera personnel are trained regarding Sidera's CPNI policies. Sidera has a disciplinary process for non-compliance with Sidera's CPNI policies. In compliance with the Commission's rules, a record is kept for a minimum of one year of (i) marketing campaigns by Sidera and its affiliates that use CPNI and (ii) instances in which CPNI is disclosed to, or accessed by, third parties.

**4. Compliance with Section 64.2010, safeguards on the disclosure of customer proprietary network information:**

Sidera has measures in place to discover and protect against attempts to gain unauthorized access to CPNI. Sidera uses commercially reasonable processes (e.g., account number, billing address, contact

name, and identification of services) to authenticate customer representatives that contact Sidera to request CPNI. Sidera's customers may request that Sidera implement password protection for the customer's CPNI at any time upon written notice.

**5. Compliance with Section 64.2011, notification of customer proprietary network information security breaches:**

Sidera has not experienced any CPNI breaches in its operations during the reporting year. However, Sidera has in place procedures to detect breaches and to notify law enforcement and customers, in compliance with the Commission's rules, should a breach occur. In the event of a breach, Sidera has procedures in place to maintain a record of notifications to law enforcement and customers documenting the date(s) of discovery and notification, a detailed description of the CPNI that was the subject of the breach, and the circumstances of the breach, which record would be kept for a minimum of two years.